

Message

From: Hicks, Matt [Hicks.Matthew@epa.gov]
Sent: 6/26/2020 8:01:07 PM
To: Palmer, Leif [Palmer.Leif@epa.gov]; Ghosh, Mita [Ghosh.Mita@epa.gov]
Subject: FW: FL Assumption NOC

FYI...

From: Kupchan, Simma <Kupchan.Simma@epa.gov>
Sent: Friday, June 26, 2020 2:40 PM
To: Hicks, Matt <Hicks.Matthew@epa.gov>; Nagrani, Kavita <Nagrani.Kavita@epa.gov>; Hurlid, Kathy <Hurlid.Kathy@epa.gov>
Subject: Fwd: FL Assumption NOC

FYI - will hear from David soon.

Simma

Begin forwarded message:

From: "Fotouhi, David" <Fotouhi.David@epa.gov>
Date: June 26, 2020 at 2:39:23 PM EDT
To: "Kupchan, Simma" <Kupchan.Simma@epa.gov>
Cc: "Neugeboren, Steven" <Neugeboren.Steven@epa.gov>, "Wehling, Carrie" <Wehling.Carrie@epa.gov>
Subject: RE: FL Assumption NOC

I'm scheduled to speak with Dave and Mary later this PM; will report back. Thanks!

David Fotouhi

Principal Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
Tel: +1 202.564.1976
fotouhi.david@epa.gov

From: Kupchan, Simma <Kupchan.Simma@epa.gov>
Sent: Friday, June 26, 2020 2:39 PM
To: Fotouhi, David <Fotouhi.David@epa.gov>
Cc: Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: Re: FL Assumption NOC

Hi David,

I apologize for bothering you, given how much is on your plate. I wanted to check to see if you had had a chance!

Ex. 5 AC/DP

Ex. 5 AC/DP

Thanks very much for your help with this matter.

Simma

On Jun 25, 2020, at 8:46 AM, Fotouhi, David <Fotouhi.David@epa.gov> wrote:

Thanks, Simma. Yes, let's discuss. My initial reaction

Ex. 5 AC/DP

Ex. 5 AC/DP

David Fotouhi

Principal Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
Tel: +1 202.564.1976
fotouhi.david@epa.gov

From: Kupchan, Simma <Kupchan.Simma@epa.gov>

Sent: Wednesday, June 24, 2020 5:57 PM

To: Fotouhi, David <Fotouhi.David@epa.gov>; Neugeboren, Steven
<Neugeboren.Steven@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: RE: FL Assumption NOC

Thanks, David. Carrie and I have discussed this issue with Region 4, and I have discussed separately with OW staff, and of the list of issues Mary forwarded of proposed changes to Florida's rules, we think

Ex. 5 AC/DP

Ex. 5 AC/DP

Ex. 5 AC/DP

Ex. 5 AC/DP

Thanks for your attention.

Simma Kupchan
EPA Office of General Counsel
Water Law Office
WJC North Building # 7426Q
202-564-3105

From: Fotouhi, David <Fotouhi.David@epa.gov>
Sent: Wednesday, June 24, 2020 3:36 PM
To: Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>
Subject: FW: FL Assumption NOC

Please see below

David Fotouhi

Principal Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
Tel: +1 202.564.1976
fotouhi.david@epa.gov

From: Walker, Mary <walker.mary@epa.gov>
Sent: Wednesday, June 24, 2020 3:00 PM
To: Fotouhi, David <Fotouhi.David@epa.gov>; Ross, David P <ross.davidp@epa.gov>
Cc: Palmer, Leif <Palmer.Leif@epa.gov>
Subject: FW: FL Assumption NOC

David,

Below is the language in the Notice of Change that

Ex. 5 AC/DP

Ex. 5 AC/DP

Thanks
Mary

From: Hicks, Matt <Hicks.Matthew@epa.gov>
Sent: Tuesday, June 23, 2020 2:12 PM
To: Walker, Mary <walker.mary@epa.gov>
Cc: Palmer, Leif <Palmer.Leif@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>; Gettle, Jeaneanne <Gettle.Jeaneanne@epa.gov>; McGill, Thomas <Mcgill.Thomas@epa.gov>; Nagrani, Kavita <Nagrani.Kavita@epa.gov>; Ashbee, Blake <ashbee.blake@epa.gov>; Allenbach, Becky <Allenbach.Bekky@epa.gov>
Subject: FW: FL Assumption NOC

Mary,

As discussed during our briefing, here's a summary of the relevant portions of the Notice of Change: **Ex. 5 Deliberative Process (DP)**

Ex. 5 Deliberative Process (DP) Simma Kupchan (OGC) and Kathy Hurlid (OWOW) had some additional thoughts on this which I'm happy to forward if it would be helpful.

Thank you,

Matt

From: Hicks, Matt
Sent: Friday, June 19, 2020 12:16 PM
To: Kupchan, Simma <Kupchan.Simma@epa.gov>; McGill, Thomas <Mcgill.Thomas@epa.gov>; Calli, Rosemary <Calli.Rosemary@epa.gov>; Laycock, Kelly <laycock.kelly@epa.gov>; Hurlid, Kathy <Hurlid.Kathy@epa.gov>; Nagrani, Kavita <Nagrani.Kavita@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>
Subject: FL Assumption NOC

Team,

Ex. 5 AC/DP

Ex. 5 AC/DP